

## Charter Submitted to the Voters of the City of St. Helens

Notice is hereby given that at a special City election to be held on the 23d day of July, 1915, the following proposed charter amendments will be submitted to the voters of the City of St. Helens for their approval or rejection, which said proposed charter amendments are contained in a resolution duly passed by the Council on the 6th day of July, 1915, which proposed resolution is in words and figures as follows-to-wit:

### RESOLUTION.

Be it resolved by the Common Council of the City of St. Helens, Columbia County, Oregon, that the following proposed amendments to the charter of said City be, and the same hereby are proposed for submission to the legal voters of said City at a Special City Election hereby called to be held in said City on the 23d day of July, 1915.

### CHARTER AMENDMENTS SUBMITTED TO THE VOTERS BY THE COUNCIL.

#### AN ACT

To amend An Act entitled "An Act to amend 'An Act entitled an Act to incorporate the City of St. Helens, in Columbia County, and State of Oregon,' filed in the office of the Secretary of State February 25, 1889; and as amended by 'An Act to amend 'An Act entitled an Act to incorporate the City of St. Helens, in Columbia County, and State of Oregon,' filed in the office of the Secretary of State February 25, 1889,' filed in the office of the Secretary of State February 10, 1893; and as also amended by an Act entitled 'An Act to provide a definite plan for the construction and maintenance of sidewalks and sewers in the City of St. Helens, Oregon, at cost of interested property owners, and providing for the subjection of property benefited to the payment thereof,' filed in the office of the Secretary of State February 11, 1905; and also amended by that certain proposed charter amendment submitted to the legal voters of the City of St. Helens at a special election held therein on August 2, 1909, approved by said voters at said election same being entitled 'An Act to amend the Charter of the City of St. Helens, under the provisions of Section 2 of Article XI of the Constitution of the State of Oregon, and to provide a system of Water Works for said City; to provide for the formation of a Board of Water Commissioners to construct, acquire and manage said system of water works, and to provide funds by issuing bonds and otherwise to pay for the same, to manage and control the receipts and disbursements of money necessary in creating and operating said system; to delegate to said Board of Water Commissioners all the powers now vested by the Charter of the City of St. Helens in the Common Council of the said City of St. Helens, State of Oregon, necessary to give said Commissioners power to fix rates for the use of water, to collect the same, and to provide penalties for failure to pay water rates, and for the waste of water by users; to do and provide for all matters necessary for the construction and operation of a complete system of water works, including the purchase of any existing systems, the acquisition of needed land, rights of way, reservoir sites, springs and streams, and water rights, to provide funds for paying for the same,' submitted to and approved by the legal voters of said City at the regular election held in said City on the fourth day of April, 1910; and as also amended by that certain proposed charter amendment submitted to the legal voters of the City of St. Helens at a regular city election held therein on April 7th, 1913, approved by said voters at said election, the same being entitled 'An Act to amend Section 3 of Chapter IX of the Charter of the City of St. Helens, under the provisions of Section 2 of Article XI of the Constitution of the State of Oregon, relating to the Water Commission, providing that said Water Commission shall at all times have a President; who shall be selected from their own number, and the City Recorder shall be ex-officio the Secretary of said Commission, and in the absence of one or both of said officers the vacancy may be temporarily filled by the members of the Board then present; also that, said Board shall adopt a seal; and also that, a majority of said Board shall constitute a quorum for the transaction of business,' submitted to and approved by the legal voters of said City at the regular election held in said City on the 7th day of April, 1913; and also as amended by that certain proposed charter amendment submitted to the legal voters of the City of St. Helens at a regular city election held therein on April 7th, 1913, approved by said voters at said election, the same being entitled 'An Act to amend Section 13 of Chapter IX of the Charter of the City of St. Helens, under the provisions of Section 2 of Article XI of the Constitution of the State of Oregon, relating to the Water Commission, providing that said Commission shall apply all income from the said system of water works first to paying the operating expenses, extensions and betterments of said system, second, towards providing for a sinking fund for paying off the said water bonds and the interest thereon, and any money so being in such sinking fund shall by direction of said Water Commissioners, be invested in improvement warrants of bonds of the City of St. Helens, or other warrants or bonds of said City, at par; also providing that, should the income from the water rates not be sufficient to pay the interest on the said bonds and provide for a sinking fund the Commissioners shall certify that fact to the Common Council, and shall also certify to the said interest and to provide for said sinking fund the said Council shall levy and collect a tax or cause to be levied and collected a tax on all the taxable property within the City as assessed by the assessor, sufficient to raise money for such purposes; providing that, all money arising from such tax shall be credited to and become a part of the water fund; providing that, taxes levied under and for the purpose of carrying out the provisions of this act shall be levied and collected the same as other taxes are levied and collected, but not oftener than once in each year, and the amount so collected shall not exceed one per cent of all the property assessed within the corporate limits of said City,' submitted to and approved by the legal voters of said City at the regular election held in said City on the 7th day of April, 1913.

Approved July 6th, 1915.

Attest: E. E. QUICK, Recorder.

S. C. MORTON, Mayor.

Resolved further, that this resolution for proposed charter amendments submitted to the voters by the Council be filed with the Recorder of the City of St. Helens upon its approval by the Mayor, for submission to the legal voters of the City of St. Helens for their rejection or approval to be voted upon at the special city election herein called to be held on the 23d day of July, 1915, to be held as by law in such cases made and provided.

Resolved further, that said Recorder be, and he is hereby instructed and required to publish this resolution together with the ballot title provided by the City Attorney, at least once in the official newspaper of the City of St. Helens within ten days immediately preceding said election.

Passed by the Common Council this 6th day of July, 1915.

Yea 3; nays 0.

Submitted to the Mayor the 6th day of July, 1915.

Approved by the Mayor the 6th day of July, 1915.

S. C. MORTON, Mayor.

Filed July 6th, 1915.

E. E. QUICK, Recorder.

The ballot title and number of said proposed measure will be as follows-to-wit:

#### AN ACT

To amend "An Act entitled 'An Act to incorporate the City of St. Helens, in Columbia County, and State of Oregon,' filed in the office of the Secretary of State February 25, 1889; and to amend all acts amending said acts since enacted by Legislative Assembly; and to amend certain proposed Charter amendments submitted to voters of St. Helens at election held August 2, 1909; and to amend certain proposed Charter amendments amending the aforesaid acts submitted to and approved by the voters of said City at an election held on the fourth day of April, 1910.

Shall said proposed measure be adopted?

100 Yes.

100 No.

### BE IT ENACTED BY THE PEOPLE OF THE CITY OF ST. HELENS.

#### CHAPTER I.

Section 1. That an Act entitled "An Act entitled 'An Act to incorporate the City of St. Helens, in Columbia County, and State of Oregon,' filed in the office of the Secretary of State February 25, 1889; and as amended by 'An Act to amend 'An Act entitled an Act to incorporate the City of St. Helens, in Columbia County, and State of Oregon,' filed in the office of the Secretary of State February 25, 1889,' filed in the office of the Secretary of State February 10, 1893; and as also amended by an Act entitled 'An Act to provide a definite plan for the construction and maintenance of sidewalks and sewers in the City of St. Helens, Oregon, at cost of interested property owners, and providing for the subjection of property benefited to the payment thereof,' filed in the office of the Secretary of State February 11, 1905; and also amended by that certain proposed charter amendment submitted to the legal voters of the City of St. Helens at a special election held therein on August 2, 1909, approved by said voters at said election same being entitled 'An Act to amend the Charter of the City of St. Helens, under the provisions of Section 2 of Article XI of the Constitution of the State of Oregon, and to provide a system of water works for said City; to provide for the formation of a Board of Water Commissioners to construct, acquire, and manage said system of water works, and to provide funds by issuing bonds and otherwise to pay for the same, and to manage and control the receipts and disbursements of money necessary in creating and operating said system; to delegate to said Board of Water Commissioners all the powers now vested by the Charter of the City of St. Helens in the Common Council of said City of St. Helens, State of Oregon, necessary to give said Commissioners power to fix rates for the use of water, to collect the same, and to provide penalties for failure to pay water rates, and for the waste of water by users; to do and provide for all matters necessary for the construction and operation of a complete system of water works, including the purchase of any existing system, the acquisition of needed land, rights of way, reservoir sites, springs and streams, and water rights, to provide funds for paying for the same,' submitted to and approved by the legal voters of said City at the regular election held in said City on the fourth day of April, 1910, be amended so as to read as follows:

#### CHAPTER I.

Section 1. The municipal corporation now existing and known as the City of St. Helens, the boundaries of which are hereinafter described, shall remain and continue and the inhabitants thereof are hereby constituted and declared to be a municipal corporation by the name and style of City of St. Helens and by such name shall have perpetual succession, sue and be sued, plead and be impleaded in all courts of justice, in all actions, suits or proceedings whatsoever; may purchase, hold and receive property, both real and personal, within said City for public buildings, public works and city

improvements; may lease, sell or dispose of the same for the benefit of the city; may purchase, hold and receive property, both real and personal, beyond the limits of the city to be used for city parks or burial purposes, for the establishment and maintenance of a hospital for the reception of persons affected with contagious diseases or other diseases, for water works, power plants, workhouses or for houses of correction, and may control, lease, sell, or dispose of the same for the benefit of the City. And it shall have and use a corporate seal and may alter and change the same or make a new one at pleasure.

Sec. 2. The Corporate limits of the City of St. Helens shall be as follows: Beginning at the Northwest corner of the H. M. Knighton D. L. C. in Sec. 4, Tp. 4 N., R. 1 W.; thence running in an easterly direction on the North boundary line of said D. L. C. to a point where the center line of the N. P. R. R. Co.'s right of way crosses said North boundary line; thence running Northerly following the center line of said R. R. right of way to a point due west of the southwest corner of a tract of land described in Book 11 at page 559 of Records of Deeds for Columbia County, Oregon; thence East to the Southwest corner of said tract; thence South 69 degrees 15 minutes East 5 chains; thence North 56 degrees 45 minutes East 18.75 minutes East 5 chains; thence South 6 degrees 50 minutes East 1974.3 feet to the Northerly line of a tract of land described in Book O at page 382, Records of Deeds for Columbia County, Oregon; thence North 71 degrees 30 minutes East to the center of the Columbia River; thence up the center of the main channel of the Columbia River to a point where the Southern boundary line of said Knighton D. L. C. extended would intersect the center of said main channel of said river; thence in a Southwesterly direction and on the Southern boundary line of said Claim to the Southwest corner of said Knighton D. L. C.; thence in a Northwesterly direction along the Western boundary line of said Claim to a point where the Northern boundary line of the Thomas Smith D. L. C. intersects said West line; thence South 68 degrees 41 minutes West along the North boundary line of said Smith D. L. C. 4367.2 feet to the Northwest corner of said Smith D. L. C.; thence North 25 degrees 21 minutes West 236.2 feet; thence North along the East boundary of the John McNulty D. L. C. 1324.8 feet to the Northeast corner of the John McNulty D. L. C.; thence North 89 degrees 56 minutes West along the North boundary of said McNulty Claim 1342.0 feet; thence North 68 degrees 07 minutes East along the South line of the Aaron Broyles D. L. C. 1031.5 feet; thence North 30 degrees 27 minutes West 1149.0 feet; thence North 67 degrees 33 minutes East 504.3 feet; thence North 1 degree 27 minutes West 1027.7 feet; thence North 0 degrees 52 minutes West 704.6 feet; thence North 87 degrees 44 minutes East along the North boundary of the Aaron Broyles D. L. C. 670.7 feet; thence North 51.5 feet to the Southwest corner of the Francis A. Lemont D. L. C. in Sec. 5, Tp. 4 N., R. 1 West; thence South 87 degrees 49 minutes East along the South boundary line of the Lemont D. L. C. 2843.6 feet to the Northwest corner of the Knighton D. L. C. and the place of beginning.

#### CHAPTER II.

Sec. 3. The power and authority given to the municipal corporation of the City of St. Helens by this act is vested in a Mayor and Common Council and their successors in office.

Sec. 4. The Council shall compose the Common Council of the City of St. Helens, and shall be elected by the qualified voters of said City at the same time that the other officers are elected.

Sec. 5. The elective officers of the City shall be a Mayor, who shall be ex-officio President of the Common Council, four Councilmen and a Treasurer.

Sec. 6. The Mayor and Treasurer shall be elected bi-annually, and shall each hold office for the term of two years, and until his successor is elected and qualified.

Sec. 7. The Councilmen shall be elected for two years, and shall hold their office until their successors are elected and qualified.

Sec. 8. The Marshal and Recorder shall be appointed by the Mayor with the approval of a majority vote of the Common Council at the first regular meeting in April or as soon thereafter as convenient and shall hold their office until their successors are appointed and qualified.

Sec. 9. The Common Council may in its discretion appoint a City Attorney and fix his compensation and term of office.

Sec. 10. No person is eligible to any office in the municipal corporation, who, at the time of his election or appointment is not entitled to the privileges of an elector according to the laws of this State, and who has not resided in the City of St. Helens for twelve months preceding such election or appointment, and no man who is not the owner of real estate within the corporate limits of the City shall be a member of the City Council.

Sec. 11. The Recorder, Treasurer and Marshal shall before entering on the duties of their respective offices, each execute a bond to the City of St. Helens in such penal sum as the Council by ordinance may direct, which amount may at any time be increased by the Council, conditioned on the faithful performance of his duties as such officer and as an ex-officio officer, which bond shall be approved by the Council before said officers shall enter upon the discharge of their duties. The Mayor shall be the custodian of the Recorder's bond. All the provisions of any law of this State relating to the official bonds of officers shall apply to such bonds, except as herein otherwise provided. Every officer, elective or appointive, of the City of St. Helens, before entering upon the duties of his office, shall take and file with the Recorder an oath to honestly and faithfully discharge the duties of his office and that he will support the laws and Constitution of the State of Oregon and of the United States to the best of his ability. All official bonds shall be the undertakings of surety companies and shall be paid for out of the general fund of the City.

Sec. 12. The Mayor and Councilmen shall receive no compensation whatever for their services as such officers. The Recorder, Treasurer and Marshal and other subordinate officers shall receive at stated times compensation to be fixed by ordinance by the Council, which compensation shall not be increased or diminished after their election, or during their several terms of office. Nothing herein contained shall be construed to prevent the Council from fixing such several amounts of compensation, in the first instance, during the term of office of any such officer after his election. The compensation of all other officers shall be fixed from time to time by ordinance duly passed by the Council.

#### CHAPTER III.

##### Elections.

Sec. 13. The Common Council shall have authority to provide the manner of conducting elections, canvassing the votes cast thereat, and to fill vacancies in office, except as hereinbefore provided.

Sec. 14. No person shall be entitled to vote at any municipal elections of the City who is not a qualified legal voter of the State of Oregon, and who has not been a resident of the City of St. Helens for six months next preceding said election.

Sec. 15. Immediately after any vote cast at any municipal election has been canvassed in the manner provided or to be provided by the Council, the Recorder must make and issue to each person declared by the canvassers to be elected to any office, a certificate thereof; such certificate shall be prima facie evidence of the facts therein stated; but the Common Council is the Judge of elections and qualifications of the Mayor and Councilmen, and in cases of a contest between two or more persons claiming to be elected thereto, must determine the same. An election contest for any office other than Mayor or Councilmen must be determined according to the laws of the State regulating contests for county offices.

Sec. 16. All officers elected or appointed under this act, before entering upon the duties of their office, must take, subscribe and file with the Recorder an oath to the following effect: "I, A. B., do solemnly swear (or affirm) that I will support the Constitution and laws of the United States and of the State of Oregon, and I will, to the best of my ability, faithfully perform the duties of ——— during my continuance therein, so help me God." If the person affirm instead of the last clause of the said oath there shall be added: "And I do affirm under the pains and penalties of perjury."

Sec. 17. The general election for said city officers shall be held annually, at such place or places as the Council may designate, on the first Monday in April, and such first annual election shall be held on the first Monday in April, 1916; and annually thereafter.

Sec. 18. Nominations for officers under this act may be made by mass meeting of the citizens, when certificates of such nominations shall be made out in writing specifying the name of the candidate for each office nominated and be signed by the chairman and secretary of the mass meeting and filed with the Recorder at least ten days before election. Provided, that the independent candidates for any office may be nominated by at least twenty-five electors of said city petitioning the same in writing, signed by the twenty-five electors, which petition shall contain the name of the candidate, the office for which he is a candidate, and be accompanied by the affidavit of one or more of the petitioners to the effect that the petitioners are electors of said city, and that all that signed said petition, which petition and affidavit or affidavits shall be filed with the Recorder at least five days before election, when, at the expiration of the fifth day before any election, nominations shall be closed and the Recorder shall immediately prepare an official ballot for the City under the general election laws of the State, as the County Clerk is directed to do for the county and state officers, which ballot shall be printed on clear white paper and in quantity not less than two for each elector of said City, duplicates of which, to the same number shall be printed on colored paper for public distribution in said City.

Sec. 19. The Recorder shall give ten days' notice, by publication in some newspaper published in the City of St. Helens, of each general and special election, the officers to be elected thereat and the place and places designated for holding the same, and shall post notices of the same in at least three conspicuous places in the City.

Sec. 20. The Council shall by ordinance prescribe the manner of registration of voters.

Sec. 21. All elections shall be held in accordance with the general election laws of this State so far as the same may be applicable, except as hereinabove otherwise provided. The Council shall give notice of each election as may be prescribed by ordinance, shall appoint such judges and clerks of election and fix their compensation and establish wards and polling places and may change the same.

#### CHAPTER IV.

##### Vacancies.

Sec. 22. An office shall be deemed vacant upon the death, removal from the City or resignation of the incumbent, or upon such incumbents being deemed to possess the qualifications of an elector. The office of Mayor shall be deemed to be vacant whenever the incumbent thereof shall be absent from the City for a period of sixty days. Provided, that the Common Council may grant to the Mayor a leave of absence not to exceed ninety days.

Sec. 23. The Mayor, with the approval of a majority of the Council, shall have the power to remove or suspend from office any appointive officer of the City.

Sec. 24. The Council shall fill all vacancies that may occur; but such officer be elective, such appointive shall hold office only until the next regular election, at which time a person shall be elected to serve for the remainder of the unexpired term. In case a member of the Council is absent from the City for two consecutive regular meetings, unless by permission of the Council, his office may be declared vacant and he filled as in the case of other vacancies.

Sec. 25. An officer appointed to fill a vacancy must qualify within ten days after his appointment, or he shall be deemed to decline the office, and the same shall be deemed vacant and be filled by the Council and so until the offices are all filled.

#### CHAPTER V.

##### The Duties of Presiding Officers.

Sec. 26. The Mayor shall be the executive officer of the corporation and must exercise a careful supervision of its general affairs and over its subordinate officers. He shall have power to call meetings of the Council, and shall preside over and at their meetings, but shall have no vote except in case of a tie, when he shall cast a deciding vote on all questions. He shall at least once in each year state to the Council the condition financial and otherwise, and recommend such measures for the promotion of health, improvement and prosperity of the City as he may deem expedient. He shall at the first regular meeting of the Council after each general election appoint three members of the Council upon each of the following committees, to-wit: 1. Judiciary; 2. Finance; 3. Streets; 4. Fire; 5. Water; 6. Health; 7. Printing and Police; who shall be and remain standing committees until their successors are duly appointed, and shall have general power and supervision over the different subjects pertaining to the department and such further power as may be prescribed by ordinance or assigned it from time to time by the Council.

Sec. 27. No ordinance passed by the Council shall go into effect or be in force until approved by the Mayor except as provided in the three following sections.

Sec. 28. Upon the passage of any ordinance the enrolled copy thereof attested by the Recorder, shall be submitted to the Mayor by the Recorder, and if the Mayor approves the same, he shall write thereon, "Approved," with the date of such approval and sign the same officially, and thereupon, unless otherwise provided therein, such ordinance shall become a law as provided in this Charter.

Sec. 29. If the Mayor does not approve of an ordinance so submitted he must within ten days of the receipt thereof return the same to the Recorder with his reasons for not approving it, and if in ten days the Mayor does not return it, such ordinance shall become a law as if he had approved it.

Sec. 30. At the first meeting of the Council after the return by the Mayor of the ordinance not approved, the Recorder shall present the same to the Council with the objections of the Mayor, all of which must be referred to the Council and such ordinance shall then be put upon its passage and if three-fourths of all members constituting the Council are then provided by law shall vote in favor of such ordinance, it shall thereupon become a law without the approval of the Mayor but not otherwise.

Sec. 31. The Mayor shall take and approve all official undertakings which this Act and the ordinances of the City may require any officer to give as security for the faithful performance of his duty, or any undertaking which may be required of any contractor for the faithful performance of this contract, and when he approves such undertakings, he must immediately file the same with the Recorder.

Sec. 32. He shall perform such other duties and exercise such authority as shall be prescribed by this Act, any City ordinance, any law of the United States, or of this State.

#### CHAPTER VI.

##### Of Other City Officers.

Sec. 33. The Recorder shall be the judicial officer of the City, and shall have jurisdiction of all offenses against the City or violation of a ordinance thereof. He shall hold court in said City at such place as the Council shall direct, which court shall be known as the Recorder's court, and he may impose fines or commit to the City Jail any person or persons found guilty of any offense or violation within his jurisdiction. He shall have authority to issue process for the arrest of any person or persons accused of any offense against the City, violation of any ordinance, and to commit such accused to imprisonment or admit them to bail pending the trial. He shall have the authority to issue subpoenas to compel witnesses to appear and testify on the trial of any cause before him and enforce obedience thereto; and to issue any and all process necessary to carry into effect judgment or sentence of his court. All civil and criminal proceedings in the Recorder's Court shall be governed and regulated by the general laws of the State governing Justices of the Peace and Justices' Courts, and a proceeding in the Recorder's Court for the violation of a City ordinance shall be without a jury.

Sec. 34. The Recorder shall have the jurisdiction and authority of a Justice of the Peace within the limits of the City of St. Helens, in all civil and criminal matters; and when exercising such jurisdiction and authority, shall be subject to all of the general laws of the State prescribing the duties of a Justice of the Peace and the mode of performing the same, his duties and compensation as Clerk of the Common Council shall be prescribed by ordinance.

Sec. 35. The Treasurer shall receive and safely keep all funds or moneys of the City, and shall pay out the same only on a warrant signed by the Mayor and attested by the Recorder; and no claim against the City shall be paid until audited and allowed by the Common Council.

Sec. 36. The Treasurer shall keep an account with the general fund and a separate account with each special fund that may be raised for a specific object; and when a warrant is drawn on any particular fund, it shall only be paid out of such fund.

Sec. 37. The Treasurer and Recorder shall make a report of receipts and expenditures of the City for the quarter ending with the last of March, June, September and December in each year and file the same with the Recorder within five days from the expiration of each of said quarters, respectively, which reports shall be published by the Recorder as prescribed by ordinance.

#### CHAPTER VII.

##### Of the Common Council, Its Powers and Duties.

Sec. 38. At the first regular meeting of the Council in April of each year, or so soon thereafter as practicable, the Council shall choose by ballot one of its members to preside over the Council and perform the duties of Mayor in the absence of the Mayor from the City, or if he be from a cause unable to act as such, said President of the Council shall have and exercise the powers and perform all the duties of the Mayor, and the member so presiding shall not lose his vote as a member of the Council.

Sec. 39. No member of the Common Council shall, during the period for which he is elected or serving as such, be interested in any contract, expenses of which are to be paid by the City or in any contract wherein the City is interested.

Sec. 40. A majority of all the members of the Council elected shall constitute a quorum for the transaction of all business, but a less number may meet and adjourn from time to time and compel the attendance of absent members.

Sec. 41. The Common Council shall have authority to adopt and establish rules and by-laws governing their own proceedings, and the conduct of any and all elective and appointive officers, and may punish any and all elective and appointive officers and may punish any member for disorderly behavior in its presence.

Sec. 42. All proceedings of the Common Council shall be public.

Sec. 43. The style of enacting clause of all ordinances shall be "City of St. Helens does ordain as follows." All contracts made or to be made wherein the City is an interested party, all franchises granted, appropriations made in excess of Five Hundred (\$500) Dollars and other important acts shall be by ordinance and the right of referendum shall remain inviolate with reference thereto, as provided by law.

Sec. 44. Each and every ordinance shall be consecutively numbered shall clearly state its object in its title and shall be introduced at any regular or specially called meeting of the Council. Every ordinance shall read three times and may be read the second time by title only, but no ordinance shall be placed upon its final passage at the meeting at which it is introduced, unless in case of an emergency; such emergency to be declared by vote of the entire Council. Every ordinance shall receive a majority of all the members constituting the City Council; such vote to be taken yeas and nays. After approval by the Mayor every ordinance shall be enrolled by the Recorder in the Book of Ordinances and its passage shall be therein in full.

Sec. 45. Referendum petitions against any ordinance, franchise, resolution passed by the City Council shall be signed by not less than ten per cent of the voters of said City and said signatures shall be verified in the manner herein provided; the petition shall be filed with the Recorder within ten days after the passage of such ordinance, resolution or franchise. No City ordinance, resolution or franchise shall take effect and become operative until 30 days after its passage by the Council and approval by the Mayor, unless the same shall be passed over his veto, and in that case, it shall not take effect and become operative until 30 days after its final passage, except measures necessary for the immediate preservation of the peace, health, or safety of the City, and no such emergency measure shall become immediately operative unless it shall state in a separate resolution, the reason why it is necessary that it should become immediately operative, and shall be approved by the affirmative vote of three-fourths of all the members of the City Council, taken by yeas and nays, and also approved by the Mayor.

Sec. 46. If an ordinance, charter or amendment to the charter of the City shall be proposed by initiative petition, said petition shall be filed with the Recorder and he shall transmit it to the next session of the Common Council. The Council shall either ordain or reject the same, as proposed within ten days thereafter, and if the Council shall reject said ordinance or amendment, or shall take no action thereon, then the Recorder shall submit the same to the voters of the City at the next ensuing election held therein not less than twenty days after the same was first proposed to the Common Council. The Council may ordain said ordinance or amendment and refer it to the people, or in that case it shall be subject to referendum petition in like manner as other ordinances; if the Council shall reject the same (Continued on page 5).